



OFFICE OF POLICE OVERSIGHT

NOTICE OF FORMAL COMPLAINT

ICMS #: 2021-1135

November 29, 2021

Complaint: The complainant alleges: My complaint is from multiple days including but not limited to yesterday [REDACTED] and the day before on [REDACTED]. Officers involved are [REDACTED], District Rep of APD and his partners in crime. They are on record harassing unhoused neighbors that are in a wheelchair, blind, disabled and a black blind man against the law. I have filed a report with Cpl [REDACTED] and then again yesterday with another cpl [REDACTED]. These officers are not only threatening to arrest people for being too poor to have a house in Austin, they are also involved in theft of peoples' tents and property, ids, medication, dog food, and they even arrested a blind black man in order to steal all his property yesterday. The State and Federal laws are clear. Housing is the only solution, not criminalization, abuse, harassment and threats. The American Disabilities Act protects these individuals from these theft and threats operations. Regardless of the directives and City's wishes to the contrary.

The supervisor yesterday I spoke to did not give me an incident number.

Officer [REDACTED] yesterday refused to identify his name and badge number and laughed at me several times unprofessionally. None of the officers involved with me yesterday upheld the law. In fact [REDACTED] pulled his taser on me for advocating for them to leave the disabled unhoused people alone. Free Speech is not a crime, neither is filming or being free press. Get your training updated and get these bad cops off the streets as they are hurting people that are unhoused and will eventually get the City sued.

Please look at what APD and the City Council are doing by creating sociopaths that target the poor. This is the case study: The Stanford Prison Experiment.

This notice of formal complaint is a request for Internal Affairs to initiate an investigation to determine if the employee conduct is within compliance of APD policy, Civil Service Rules, and Municipal Civil Service Rules.

Recommended Administrative Policies to Review (to include but not limited to):

301.2 IMPARTIAL ATTITUDE AND COURTESY

Employees shall provide equal and fair protection of all rights under local, state, and federal law for all members of the community. Law enforcement will be conducted in an impartial and equitable manner.

The City of Austin is committed to compliance with the American Disabilities Act. Reasonable modifications and equal access to communications will be provided upon request.



NOTICE OF FORMAL COMPLAINT

In an effort to create an organizational culture that is inclusive and nondiscriminatory, employees shall act professionally, treat all persons fairly and equally, and strive to interact with the community in a positive manner. Employees will perform all duties objectively and without regard to personal feelings, animosities, friendships, financial status, occupation or employment status, sex, disability status, housing status, mental health or ability, citizenship, language, national origin, creed, color, race, religion, age, political beliefs, sexual orientation, gender identity, gender expression, ethnicity, or social or ethnic background. Employees will endeavor to understand and respect cultural, national, racial, religious, physical, mental, and other differences.

402.2.4 REPORT WRITING

- (c) Generally, the reporting employee's opinions should not be included in reports unless specifically identified as such.

902.2.5 INITIAL SUPERVISOR RESPONSIBILITY

Unless a complaint is submitted directly to the OPO or IA, the initial response to an internal or external complaint shall generally rest with the employee's immediate supervisor.

900.4.4 DUTY TO IDENTIFY

- (a) Unless doing so would jeopardize an undercover officer or a covert operation, employees will furnish the name and identification number of any employee, including themselves, to any person requesting such information regarding matters in which the employee was acting in an official capacity. Names of employees will be given in sufficient form to fully identify the employee.

Recommended Classification: *The OPO is permitted to make a preliminary recommendation on the classification of administrative cases.*

The OPO recommends this complaint receive a B classification.